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Attorneys for Plaintiff

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH**

SANJAY ISRANI, derivative on behalf of
Nominal Defendant EnergySolutions, Inc.,

Plaintiff,

vs.

R. STEVEN CREAMER, *et al.*,

Defendants.

**NOTICE AND MOTION OF
VOLUNTARY DISMISSAL**

Case No. 2:10-cv-00849-TC

Judge Tena Campbell

Pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, Plaintiff hereby voluntarily dismisses the above action.

Court approval is proper because EnergySolutions' shareholders are not prejudiced by this dismissal. Their rights are protected and preserved by the pending derivative action *Fish v.*

Lindsay Goldberg & Bessemer, L.P., et al., No. 651708/2010, currently before the Supreme Court of the State of New York, New York County. The claims asserted in that action are based on facts that are substantively the same as those alleged in the instant action.

It is reasonable and proper that the parties to this action should bear their own attorneys' fees and costs incurred herein.

A proposed Order of Dismissal is attached as Exhibit A.

DATED: October 9, 2012

ANDERSON & KARRENBURG

/s/ Jon V. Harper

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Jon V. Harper

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CERTIFICATE OF SERVICE

I hereby certify that on October 9, 2012, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which sent notice electronically to:

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